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- (c) Samuel C. Jones, a son of said Rosa A. Ahalt, who intermarried with Christie V. Jones, both of whom reside at New Castle, Pennsylvania.
- (d) Daniel L. Jones, a son of Rosa A. Ahalt, who is unmarried, and resides at Burkittswille, Maryland.
- (e) Elmer E. jones, a son of Rosa A. Ahalt, who is unmarried, and resides at Burkittsville, Maryland.

FOURTH: That all of the above mentioned heirs at law of Rosa A. Ahalt, deceased, are adults.

FIFTH: That all of the said real estate mentioned and described in this bill of complaint is not susceptible of partition without material loss and injury to the parties entitled to interest therein, as above stated, and that in order to make a division of said interest, it will be necessary and it will then be to the best interest of all parties concerned therein, that the said real estate be sold and the proceeds therefrom be divided among the parties entitled thereto, according to their respective interest therein.

TO THE END, THEREFORE:

- 1. That a Decree may be passed by your Honorable Court for the sale of said real estate mentioned in the aforegoing Bill of Complaint by Trustee or Trustees to be appointed thereunder, and the proceeds distributed under the direction of your Honorable Court to the parties entitled according to their respective interest.
- 2. That your Complainants may have such other and further relief as the nature of their case may require.

And your Complainants pray for the following proces:

Nay it please your Honors to grant unto your Complainants the Order of Publication giving notice to the said Samuel C. Jones and Christie V. Jones, his wife, both of New Castle, State of Pennsylvania, as aforesaid, who are non-residents of this State, of the object and substance of this Bill, and warning them to appear in this Court, in person or by Solicitor, on or before a certain day, to be named therein, to show cause, if any they have, why a pecree ought not to pass as prayed; and also the writ of Subpoena directed to the said Daniel Lester Jones, unmarried, and Elmer E. Jones, unmarried, both of whom reside in burkittsville, Frederick County, Maryland, commanding them, and each of them, to be and appear, either in person or by Solicitor, in this Court, on or before a certain day, to be named therein, to show cause, if any they have why a Decree ought not be passed as prayed.

And as in duty bound, etc.

Solicitor for Complainants

Filed February 21, 1955

W. JEROME OFFUTT